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6 UNITED STATES DISTRICT COURT  
7 WESTERN DISTRICT OF WASHINGTON  
8 AT SEATTLE

9 UNITED STATES OF AMERICA,

10 Plaintiff,

11 v.

12 MICHAEL JAMES ANDRUS

13 Defendant.

CASE NO. CR00-055-MJP

PROPOSED FINDINGS OF FACT  
AND DETERMINATION AS TO  
ALLEGED VIOLATIONS OF  
SUPERVISED RELEASE

14 INTRODUCTION

15 I conducted an initial appearance on alleged violations of supervised release in this case on  
16 July 9, 2010. The United States was represented by Susan Roe, and defendant was represented by  
17 Jay Stansell. The proceedings were recorded on cassette tape.  
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19 CONVICTION AND SENTENCE

20 Defendant had been convicted on or about June 7, 2000 on charges of theft and receipt of  
21 stolen mail. The Hon. Marsha J. Pechman of this court sentenced defendant to 14 months 24 days in  
22 custody, followed by three years of supervised release. Defendant served his initial period of  
23 imprisonment, and began supervision.  
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25 PROPOSED FINDINGS - 1  
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Prior to this proceeding, the court has revoked defendant's supervised release on four separate occasions: in 2003, 2004, 2006 and in April of 2010. Following the most recent revocation, he was sentenced to time served, followed by an additional one year of supervised release.

In an application dated June 22, 2010, Senior U.S. Probation Officer Jennifer Tien alleged that defendant violated the conditions of supervised release in three respects:

- I advised defendant as to these charges and as to his constitutional rights. He admitted all three alleged violations, waived any hearing as to whether they occurred, and consented to having the matter set for a disposition hearing before Judge Pechman.

Based upon the foregoing, I recommend the court find that defendant has violated the conditions of his supervised release in the three respects alleged, and conduct a disposition hearing. That hearing has been scheduled for August 2, 2010 at 4:30 p.m.

DATED this 9th day of July, 2010.

  
John L. Weinberg  
United States Magistrate Judge

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2 cc: Sentencing Judge : Hon. Marsha J. Pechman  
3 Assistant U.S. Attorney : Susan Roe  
4 Defense Attorney : Jay Stansell  
5 U. S. Probation Officer : Jennifer J. Tien  
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